

#21  
4-10-02**KMZ Rosenman**  
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Washington, DC 20007-5201  
202.625.3500 office 202.298.7570 fax**Facsimile**

To	Company	Fax Number	Phone Number
1. Supervisor Johann Richter	U.S. Patent & Trademark Office	703-746-5171	
Date		Client/Matter Number	
April 1, 2002		215055.00701	
From		Attorney Number	
Gianna M. Julian-Arnold		34024	
Phone		Fax	
202.625.3500			
Total number of pages, including cover letter: 5			
If you do not receive all of the pages, please call: 202.625.3844			

**Comments**

Further to our conversation of this morning, please find attached copies of the CPA, check, and date-stamped confirmation postcard filed on November 20, 2001. I can be reached at (410) 455-5731.

**For Messenger Department Use Only****Important**

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PTO/SB/29 (10-00)

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## CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.  
(Only for Continuation or Divisional Applications under 37 CFR 1.53(d))

CHECK BOX, if applicable:

☐ DUPLICATE

Address to:

Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231

Attorney Docket No.  
of Prior Application

108137.701

First Named Inventor

Watkins et al.

Examiner Name

L. Crane

Group Art Unit

1623

Express Mail Label No.

This is a request for a ☐ continuation or ☐ divisional application under 37 CFR 1.53(d),(continued prosecution application (CPA)) of prior application number 09 1 363,748filed on 07/30/99, entitled Methods For Increasing Cytidine and/or Uridine Levels and Treating

### NOTES

Cytidine-Dependent Human Diseases

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

1. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application: \_\_\_\_\_
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed
  - a. ☐ PTO-1449
  - b. ☐ Copies of IDS Citations

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

PTO/SB/29 (10-00)

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c) or (i))		12 -20* =	0	x \$ _____ =	\$ _____
INDEPENDENT CLAIMS (37 CFR 1.16(d) or (j))		2 -3** =	0	x \$ _____ =	\$ _____
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+ \$ _____ =	\$ _____
				BASIC FEE (37 CFR 1.16)	\$740.00
				Total of above Calculations =	\$740.00
				Reduction by 50% for filing by small entity (Note 37 CFR 1.27)	\$370.00
				* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.	TOTAL = \$370.00

6. ☒ Small entity status. Applicant claims small entity status. See 37 CFR 1.27.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-1710 deficiencies to

a. ☒ Fees required under 37 CFR 1.16.

b. ☒ Fees required under 37 CFR 1.17.

c. ☒ Fees required under 37 CFR 1.18

8. ☒ A check in the amount of \$ 370.00 is enclosed.

9. ☐ Payment by credit card. Form PTO-2038 is attached.

10. ☒ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of 3 months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.

11. ☐ New Attorney Docket Number, if desired  
(Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein)

12. a. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)

b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)

13. ☐ Other:

**NOTE:** The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

**14. NEW CORRESPONDENCE ADDRESS**

☐ Customer Number or Bar Code Label 27160 or ☒ New correspondence address below  
(Insert Customer No. or Attach bar code label here)

Name	KATTEN MUCHIN ZAVIS				
	Attn: Patent Administrator				
Address	525 West Monroe Street, Suite 1600				
City	Chicago	State	IL	Zip Code	60661-3693
Country	US	Telephone	312.902.5200	Fax	312.902.1061

## 15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type)

Corinne M. Pouliguen

Signature

C. Pouliguen

Registration No. (Attorney/Agent)

35,753

Date

Nov 20, 2001

[Page 2 of 2]

Apr-01-02 12:41pm From-KATTEN MUCHIN ZAVIS

+2022987585

T-884 P.04/05 F-629

DISBURSEMENT ACCOUNT  
1025 Thomas Jefferson Street NW  
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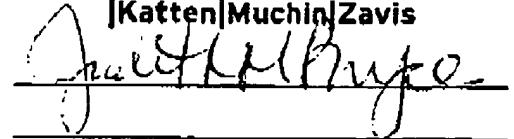
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Invoice Num	Invoice Date	Narrative	Invoice Amount	Payment Amt
112001FILING	Nov 20/01	Filing fees for CPA (\$370) w/ 3 mo. suspension of action (\$130) for serial # 09/363,748	\$500.00	\$500.00
reference # PH108137761			Totals: \$500.00	\$500.00

Applicant(s): WATKINS et al. Ser/Pat No.: 09/343,748 Filing/Issue Date: 7/30/99  
 Docket No.: 108137-701 Attorney: C. Paulsen Due Date: 11/20/01  
 Title: Methods for increasing Cytidine and/or Uracil Levels & using Cytidine-Deaminase  
 Date Sent: 11/20/01 ☐ 1<sup>st</sup>-Class Mail ☐ U.S. PO Express Mail (No. \_\_\_\_\_) ☒ Hand Carried

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